BILL NO. S-91-08-021

SPECIAL ORDINANCE NO. S-210-91

AN ORDINANCE approving the awarding of Reference **#1569** by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **POM INCORPORATED** for the Fort Wayne Police Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #1569 between the City of Fort Wayne, by and through its Department of Purchasing and **POM INCORPORATED** for the Fort Wayne Police Department, is hereby ratified, and affirmed and approved in all respects, respectfully for:

the purchase of parking meters for the Fort Wayne Police Department.

involving a total cost of Forty Thousand Three Hundred Eighty-Five and 95/100 Dollars ($40,385.95).

SECTION 2. Prior Approval has been requested from Common Council on **AUGUST 13, 1991.** Two copies of said Reference are on file with the Office of the City Clerk and made available for public inspection, according to law.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REF. NO.:	1569
DEPT.:	POLICE DEPARTMENT
DATE:	8/13/91
ITEM/SERV.:	PARKING METERS

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	7/2/91 & 7/9/91
OPENING DATE:	7/25/91
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	5
NO. OF VENDORS RECEIVING BID/QUOTE:	4
NO. OF VENDORS RETURNING BID/QUOTE:	2
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	3
DATE SENT TO DEPT FOR RECOMM.:	7/25/91
DATE RECOMMENDATION REC'D IN PURCH:	7/31/91

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	8/1/91	
INTRODUCTION DATE:	8/13/91	
DISCUSSION DATE:	8/20/91	
PASSAGE DATE:	8/28/91	
ORDINANCE NO.:		

AMOUNT APPROVED AND/OR SPENT
LAST YEAR OR CURRENT: (IF APPLICABLE)

REFERENCE NO. 1569
PARKING METERS
POLICE DEPT
7/25/91

ITEM	QTY	POM	INCORP	DUNCAN	IND
PARKING METERS	220	$172.41	$37,930.20	$181.95	$40,029.00
LESS TRADE IN	220	$0.50	$110.00	NO BID	$0.00
COLLECTION CART	1	$550.55	$550.55	$400.00	$400.00
ADD'L COIN BOXES	220	$9.16	$2,015.20	NO BID	$0.00
			$40,385.95		$40,429.00

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 7-25-91 @ 11:00 AM BID REFERENCE # 1569

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR PARKING METERS PER SPECIFICATIONS

AND REQUESTED BY CITY OF FORT WAYNE POLICE DEPT

THIS BID REQUIRES A XXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: N/A % IF PAID WITHIN N/A DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME POM Incorporated

STREET ADDRESS 200 South El Mira, P.O. Box 430

CITY Russellville PHONE # 800-331-7275

BY Amy Adkins
REPRESENTATIVE SIGNATURE

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.3)
(Please type or print)

Date: 7/19/91

1. Governmental Unit: City of Fort Wayne
2. County: Allen county
3. Bidder (Firm): POM Incoporated
   Address: 200 South El Mira, P.O. Box 430
   City/State: Russellville, AR 72801
4. Telephone Number: 800-331-7275
5. Agent of Bidder (If applicable): Amy Adkison

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Amy Adkison
Signature of Bidder or Agent

Amy Adkison

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount
SEE ATTACHED SHEET					

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
Arkansas) SS:
Pope COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

POM Incorporated
Bidder (Firm)

Amy Adkison
Signature of Bidder or Agent

Amy Adkison

Subscribed and sworn to before me this 17 day of July, 1991.

My Commission Expires: Oct. 12, 1991

County of Residence: Pope (Arkansas)

Bobra Wilbanks
Notary Public

Bobra Wilbanks
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____

_____ _____

_____ _____

PARKING METER
SPECIFICATIONS

IT IS THE INTENT AND PURPOSE OF THIS BID, TO RECEIVE PRICES ON PARKING METERS FOR THE FORT WAYNE POLICE DEPARTMENT.

ALL PRICES BID MUST BE EXACT AND REMAIN FIRM UNTIL DECEMBER 31, 1991. THERE SHALL BE NO EXTRA CHARGES FOR DELIVERY AND HANDLING.

QUANTITIES STATED ARE BASED ON A PLUS/MINUS PURCHASE.

PLEASE INCLUDE LITERATURE ON MODEL YOU ARE BIDDING.

QTY	DESCRIPTION	UNIT / TOTAL
220 EA+/-	GREY ZINC OVER IRON METERS WITH TRIPLE GRIP WEDGES. ALSO TO INCLUDE MECHANISM, 2 HOUR TIMER, AND SEALED COIN BOX. See attached information Includes Tamper-proof vault and Gripper Wedges.	$ 172.41 / $ 37,930.20
1 EA	COLLECTION CART W/12" RUBBER WHEELS AND 5-5/8 X 8-1/4 X20" RECTANGULAR CANISTER ASSY W/ROUND STYLE COLLECTION HEAD.	$ 550.55 / $ 550.55
220 EA	TRADE IN ON REGULAR COLLECTION BOX FOR SEALED COIN BOX. * Std Cycolac Coin Box P/N 108-008	$ 9.16 / $ 2,015.20

FOB: FORT WAYNE

AA 7/9/91

TOTAL BID PRICE: $ 38,480.75
W/OUT TRADE IN

TOTAL BID PRICE: $ 40,495.95
W/TRADE IN

DELIVERY TIME: 45-60 days ARO

Delivery of Meters will be 45-60 days ARO.

* Please refer to cover letter

POM INCORPORATED
200 South Elmira Ave.
P.O. Box 430
Russellville, AR 72801, USA
Telephone 501-968-2880
Telex--536-272 POM RSVL
Cable--POMINC
FAX--501-968-2840

July 19, 1991

City of Fort Wayne
Purchasing Department
Room 350 City-County Building
Fort Wayne, IN 46802

RE: BID # 1569

POM Incorporated was pleased to participate in this bid for parking meters. There are a few special features included in our bid, which we would like to point out.

- The Model "E" Tamperproof Vault Housing features a tapered **"deflector" base** which deflects upward blows intended to dislodge the meter from its post.

- Gripper Wedge Assembly with sawtooth edges which inhibits the forced removal of a meter from its post.

The Model E meters we are bidding on, you will have your choice of a standard-capacity coin boxes or the expanded-capacity coin boxes.

The $ 9.16 price is assuming that the city will purchase 220 additional coin boxes, (not already included in the line 1 meter specifications.) If the city elects to trade in their current open-top collection boxes for the coin boxes in the meters to be ordered, the trade-in will be $.50, for each box.

The trade-in on regular collection boxes for sealed coin boxes will be standard size Cycolac coin boxes, which will fit easily into your current system. We are looking forward to hearing the results of the bid, and are looking forward to working with you!

Sincerely,
POM Incorporated

Amy Adkison

Amy Adkison
Sales Coordinator

Enclosure

POM INCORPORATED
200 South Elmira Ave.
P.O. Box 430
Russellville, AR 72801, USA
Telephone 501-968-2880
Telex—536-272 POM RSVL
Cable—POMINC
FAX—501-968-2840

MODEL "E" ECON-O-METER
General Specifications

OPERATION

The Model "E" Econ-O-Meter shall be of the manual type, actuated when the proper coin is inserted in its appropriate coin slot and the handle is turned. An anti-backup device shall prevent the handle from returning to home until it has been cycled completely, at which time the predetermined time value for the coin is indicated on the dial and the handle returns to its home position. Instruction plates shall detail the steps of operation of the meter, time-per-coin rates, time limit, and enforcement periods.

MECHANISM

The mechanism shall be user-wound only, either cumulative or non-cumulative, and accept nickels, dimes, and quarters in any combination. The mechanism can also be made to operate with courtesy tokens, or to restrict larger, unwanted coins (such as the Mexican 1 Peso coin). The mechanism shall have the capability to detect washers and pass them through without actuating time. All gears, pinions, levers, and bearings in the coin handling mechanism are made of the best grade stainless steel, clock brass, zinc, or other durable, non-corrosive material best suited for its particular purpose. Coin carrier assembly shall be of heavy zinc, stainless steel, and brass, and shall be adjustable to compensate for wear. As an option, hard chrome plating can be applied to segments to extend the life of this part over five times that of conventional segments.

TIMER

Timer shall be precision engineered and completely self-starting. Gears and pinions shall be machined for maximum life and shall be made of high grade clock brass or stainless steel. Timer shall operate in any position and shall be audible through meter housing. Timer shall be protected from dust, moisture, and impact by a sealed Lexan cover. Timer and mechanism shall function effectively at all temperatures between -30° and 125°F. A simple means of wiping off time without tools shall be provided.

COIN ENTRANCE

Zinc coin entrance shall accept coins through separate slots. Coins inserted in the wrong slots shall not actuate time on the meter. A slot closing device shall prevent the insertion of coins while the handle is being cycled.

(SEE REVERSE SIDE)

HOUSING

The housing for the mechanism shall be of durable zinc alloy and shall be of a modular design to allow interchangeability among vaults. Windows shall be of Lexan polycarbonate, UV stabilized to prevent cracking and yellowing.

Meter vault shall be of ductile iron, treated to prevent corrosion and rust. Meeting A.S.T.M. Specifications #A536, vault shall have a tensile strength of at least 54,000 psi, with a modulus of elasticity in tension of at least 25,000 psi. Housing and vault shall be finished by electrostatic process, pretreated with a special corrosion-resistant primer, then coated twice with gray scratch-resistant acrylic enamel. The option of powder coat finish shall be available for increased finish life. Vault door shall be internally attached with no visible hinges or roll pins. Vault shall be expanded-capacity type with ability to contain open-top box or any of four types of sealed coin boxes on the market, keyed to city specifications. Available locks include Medeco, Chicago lock, Abloy, National Keyset, Illinois Duo, or other non-proprietary types as required by city. Vault includes expanding wedges for attachment to two-inch standard galvanized pipe. Also available as an option, the "Gripper Wedge" assembly with sawtooth edges inhibits the forced removal of a meter from its post. After installation, access to pipe attachment is only possible when the vault door is in an open position. Meter can be positioned in any direction on the pipe. Bottom of vault is tapered at an angle to the pipe to deflect any blows meant to dislodge the meter from the pipe.

The option of an iron mechanism housing and/or zinc vault shall also be available.

WARRANTY

POM warrants its products only against defects in materials or workmanship. POM's liability and the purchaser's exclusive remedy under this warranty extends for a period of 3 year(s) from the date of POM's shipment and is expressly limited to repayment of the purchase price, upon return of the merchandise, or replacement, at POM's option, during said period, upon proof satisfactory to POM and upon the purchaser's returning and prepaying all charges on such goods to the factory. THIS WARRANTY IS MADE EXPRESSLY IN LIEU OF ALL OTHER WARRANTIES, EXPRESS, IMPLIED OR STATUTORY, WITH RESPECT TO QUALITY, MERCHANTABILITY, OR FITNESS FOR A PARTICULAR PURPOSE.

Employers Mutual Casualty Company

HOME OFFICE • DES MOINES

BID BOND

Bond No._____

(NOT VALID IF BID AMOUNT EXCEEDS $ 50,000.00)

KNOW ALL MEN BY THESE PRESENTS: That We_____

P. O. M., INC.

as Principal, and the EMPLOYERS MUTUAL CASUALTY COMPANY, a corporation organized and existing under the laws of the State of Iowa and authorized to do business in the State of_____

INDIANA, as Surety, are held and firmly bound unto the

FORT WAYNE, INDIANA

as obligee, in the sum of * * * FIVE PER CENT OF THE TOTAL BID PRICE * * *

* DOLLARS, lawful money of the United States of America, to the payment of which sum of money well and truly to be made, the said Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that, if the Obligee shall make any award to the Principal for: SUPPLY OF PARKING METERS AND COLLECTION CARTS, BID REFERENCE #1569

according to the terms of the proposal or bid made by the Principal therefor, and the Principal shall duly make and enter into a contract with the Obligee in accordance with the terms of such proposal or bid and award and shall give bond for the faithful performance thereof, with the EMPLOYERS MUTUAL CASUALTY COMPANY as Surety or with other Surety or Sureties approved by the Obligee; or if the Principal shall, in case of failure so to do, pay to the Obligee the damages which the Obligee may suffer by reason of such failure not exceeding the penalty of this bond, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect.

Signed, Sealed and Dated this 25TH day of JULY 19 91

P. O. M., INC.
Principal

Amy Adkison
Witness

By: Beth Wardell

EMPLOYERS MUTUAL CASUALTY COMPANY
Surety

Doris Nell Julian
DORIS NELL JULIAN Witness

By: Michael A McDaniel
MICHAEL A. McDANIEL, Attorney-in-Fact

Form 7007 Rev. 11-79 First Reprint

№ 055391

KNIGHT CASHION, BENSON A. CASHION, DORIS NELL JULIAN, MATTHEW KNIGHT CASHION, JR., SHIRLEY GAY, CARLA SUE HOLLIS, MICHAEL A. McDANIEL, INDIVIDUALLY, LITTLE ROCK, ARKANSAS

IN AN AMOUNT NOT EXCEEDING FIVE HUNDRED THOUSAND DOLLARS-----($500,000.00)

April 1, 1993

"WARNING: This power invalid if this wording is not in red and diagonally imprinted, and if the signatures of the officers and notary publics do not appear in black, and if the "EMC" Watermark does not appear in the top half center of the page, and if the remainder of the power is not printed in blue.

31st January 90

Robert B. Kelley

Philip T. Van Ekeren

Bruce L. Kelley

Donald L. Compton

31st January 90

Kristie L. Tyler

January 31, 1990

Knight Cashion, Benson A. Cashion, Doris Nell Julian, Matthew Knight Cashion, Jr., Shirley Gay, Carla Sue Hollis, Michael A. McDaniel

July 91

25th

Read the first time in full and on motion by Schmidt, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on Finance Committee (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, the _____ day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 8-13-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd, seconded by Gia Quinta, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	8			1
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY				✓
LONG	✓			
REDD	✓			
SCHMIDT	✓			
TALARICO	✓			

DATED: 8-27-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ (GENERAL) (SPECIAL) ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-210-91 on the 27th day of August, 19 91.

ATTEST: Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of August, 19 91, at the hour of 2:00 o'clock P.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 4th day of September, 19 91, at the hour of 9:00 o'clock A.M.,E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

S-91-08-02

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 1569 for the purchase of parking meters for the Police Department. The cost reflects the lowest and most responsive of two (2) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Purchase of new parking meters to replace stolen meters. Purchase of sealed collection cart. Purchase of additional sealed coin boxes to replace current coin boxes. Sealed system will improve the integrity of the collection system and reduce the man hours for collection by 50%.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT OF NON-PASSAGE: Lost revenue. Increased difficulty in parking enforcement. Citizens complaint increase.

PRIOR APPROVAL REQUESTED: YES DATE: 8/13/91

MONIES INVOLVED: POM Ind $40,385.95

PRICE AGREEMENT:

PURCHASE ORDER: Yes

ACCOUNT INFORMATION: Police Dept 132-014-PARK-4444

THE CITY OF FORT WAYNE

August 1, 1991

The Common Council
Fort Wayne IN

RE: Reference No. 1569

Gentlemen and Mrs. Bradbury:

The Department of Purchases respectfully requests "Prior Approval" for the award of Reference No. 1569, with respect to the purchase of parking meters for the Fort Wayne Police Department. Due to time constraints involving delivery of meters and inclement weather conditions as a result of this, the Department would like a "Prior Approval". The cost reflects the lowest and most responsive of two (2) vendors and should be awarded to POM Industries in the amount of $40385.95. This will be assigned a purchase order upon Councilmanic Approval.

DEPARTMENT OF PURCHASES

P. Brent Myers, Director

CITY OF FORT WAYNE

Paul Helmke, Mayor

APPROVED:

ATTEST:

Sandra Kennedy, City Clerk

Attachment

BILL NO. S-91-08-02

REPORT OF THE COMMITTEE ON FINANCE

MARK E. GiaQUINTA, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, REDD, BURNS

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding of Reference #1569 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing POM INCORPORATED for the Fort Wayne Police Department

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ " UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

DO PASS	DO NOT PASS	ABSTAIN	NO REC
Mark E. GiaQuinta			
Donald J. Schmidt			
J. Bradbury			

DATED: 8-27-91

Sandra E. Kennedy
City Clerk